(13)

F. NO. 58-40

S.L. NO. 1 TO 5

1120

Declaring the Khaksar organisation as an unlawful association under the public securities Act.— 1940

Dept. Legislature Year - 1940. F. NO. 58-40 Sl. No. 1-5

App. F. IX-4

1940
193 .
( )

PRESERVED

File No. 58-40

Serial Nos. 1-5

Previous References

Legis 64-39 (1-5)(6-7)(8-10)
" 2-40 (24, 25, 35, 36)

Legis

Later References.

Legis 58-40 (647)
pp. 117-42 (1-3)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. five only

Part B for June '41

SUBJECT.

The Khaksar Movement

WD 0573—GPB—22,500—12-9-39

Directs that the Khaksar Organisation shall be ~~be~~ an unlawful association under the public Security Act.

C. G. Vajramani
16/7/41

7021
P

re Khaksar Movement - Unlawful association under the Criminal Law Amendment Act.

General and Revenue Secretariat | File No. of 194 . [App. F. III-2

Serial No.

From

The Secretary to the Resident with Re

F 123 /1939 dated 5. 6. 41.

Suggesting that the Khaksar Movement may be declared an unlawful association in Mysore.

For the reasons set out in their letter, the Residency state that the Government of India have resolved to take action to suppress the Khaksar movement by declaring it an unlawful association under section 16 of the Criminal Law Amendment Act. There is no intention to arrest all volunteers but to take action only against leaders.

The Residency request the Government to take similar action, to prevent possible recrudescence of the movement in the State, and to prevent Mysore being used as a base for supplying volunteers.

Sometime ago information was called for from the I.G.P. at the request of the Residency, and he stated that the movement was in existence in Dodballapur and Yelahanka (enclosure to flag D). Later on however, he stated that the organisation in Bangalore Dist. had since been disbanded. (flag W). In these circumstances, it is for orders whether action is necessary in Mysore.

Section 16 of the Criminal Law Amendment Act, 1908, is identical with section 11 of the Public Security Act, 1940. A draft under this provision is put up for consideration.

A copy of the Residency letter (together with a copy of the notification, if it has to issue) may

NOTE—Contn. Sheet.

7021
P

Khaksar movement.

File No. of 194 | General and Revenue Secretariat

Serial No.

perhaps be sent to the I.G.P. and he will be requested to take action in the manner suggested in the letter of the Residency..

If the notification has to take effect from to-day, it may perhaps have to perhaps issue as a Gazette Extraordinary, since the date of publication will be ~~to be considered as~~ the date from which a notification will come into force.

After issue of orders a draft to the I.G.P. will be put up.

Submitted for orders.

6.6.41

The Residency letter is for perusal. ~~Perhaps they have~~ This Govt were informed in some other connection that the Khaksar organisations in the State have been disbanded, but this information was not communicated to the Residency. They seem to be therefore under the impression that the movement is in existence, though quiescent. The I.G.P may first be consulted as to the existence or the present activity of the movement and action taken thereafter.

If immediate action is considered necessary, a draft notification is put up for approval

BKR
6.6.41

Chief Secy)

Flag W

There is no harm in issuing the Notfn. tho'

Khaksar agitation — 7021/P. notification under Public Servants Act

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

1263/8/7/41

DEWAN'S OFFICE
8. JUN. 1941
NO. 8415

There is really no urgent need for it.

(Law Minister)
We may follow the action taken by Govt of Punjab.
8.6.41

(Dewan)
8.6.41

8/6/41 8/6/41

A draft to the Residency is submitted for order. In their letter the Residency have indicated the action under a notification has to be regulated. A copy of the letter may perhaps be sent to the DGP so that action may be directed to be taken as intended. A draft to the DGP is also put up for consideration.
9.6.41

9.6.41

Issued Notification no. P 4.1 Legis dated 9.6.41 directing that the Khaksar agitation shall be an unlawful association under the Public Servants Act.
Issued P 7 dated 10.6.41 to the Residency.
Issued P 6 dated 7.6.41 to the DGP
Issued P 6412–9 dated 13.6.41 to the Dy Dist together with a copy of notification and copy of letter of Residency

NOTE—Contn. Sheet.

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

Confidential. No. F.123/1939. IMMEDIATE. 3

7021

Legs 58-40-1

FROM

THE SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of Mysore,
Bangalore.

C.B. 5.6.41

Dated Bangalore, the 5th June *194*1.

Subject:- The Khaksar Movement.

SIR,

With reference to the correspondence ending with your letters No.Pol.1648 dated the 26th June 1940 and No.P.41 dated the 2nd July 1940, I am directed to state that it is understood that the Khaksar headquarters in India have published an order directing khaksars to collect at mosques in Delhi, Lahore, Hyderabad (Sind) Nagpur etc., on Friday 6th of June and to resort to Civil Disobedience with a view to secure the release of Allama Mashraqi. The Government of India have accordingly resolved after full consideration to take action to suppress the Khaksar organisation and to prevent the carrying out of a plan to misuse mosques for the purposes of political agitation in pursuance of a demand which in the present circumstances cannot be conceded. They have decided, in view of the widespread scope of the proposed agitation and of the probability of outside bases being used for supplying khaksar volunteers, that the khaksar organisation is to be declared an unlawful association in all Provinces simultaneously by a notification under section 16 of the Criminal Law Amendment Act. There is no intention to arrest or prosecute all khaksar volunteers as such but it is being left to the discretion of all Local Governments to take action against any known leaders or other persons engaging in open activities in defiance of the notification. To this end a communique will be issued on June 6th and

I am to say that His Excellency the Crown Representative desires that the Darbars of States in which the khaksar movement is known to exist should take action on the lines indicated above as early as possible.

2. Although from your letters quoted above it appears that the khaksar organisation in the Mysore State is quiescent the Hon'ble the Resident would be grateful if the Government of Mysore would take action in consonance with that to be taken in British India to prevent a possible recrudescence of the movement in the State and to obviate the possibility of the Mysore State being used as a base for supplying volunteers to operate in British India. The Resident will be glad to know in due course the action taken.

I have the honour to be

Sir,

Your obedient servant,

Secretary to the Resident in Mysore.

Camp no P.4 Lgs 58-40-2B 9.6.41 4

NOTIFICATION.

WHEREAS the Government of His Highness the Maharaja are satisfied that the association known as the Khaksar Organisation, has for its object interference with the administration of the law and the maintenance of law and order and that it constitutes a danger to the public peace.

NOW THEREFORE, in exercise of the powers conferred by section 11 of the Mysore Public Security Act, 1940 (XII of 1940), they are pleased to declare that the said association or any of its branches in Mysore shall be an unlawful association and the provisions of the said Act shall apply to such association or branch accordingly.

By Order,

11K 8/6/41

Chief Secretary to Government.

BKR 6.6.41

To--The Compiler, Mysore Gazette.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General & Revenue Secretariat,

No: P.4/Legis. 58-40-2 Bangalore, Dated, 9th June 1941.

(Camp) Mysore.

NOTIFICATION.

WHEREAS The Government of His Highness the Maharaja are satisfied that the association known as the Khaksar Organisation, has for its object interference with the administration of the law and the maintenance of law and order and that it constitutes a danger to the public peace.

NOW THEREFORE, in exercise of the powers conferred by section 11 of the Mysore Public Security Act, 1940 (XII of 1940), they are pleased to declare that the said association or any of its branches in Mysore shall be an unlawful association and the provisions of the said Act shall apply to such association or branch accordingly.

By Order,

B.K. Ramakrishnaiya

Chief Secretary to Government.

To--The Compiler, Mysore Gazette, for publication in the Gazette.

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6

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General & Revenue Secretariat,

No: P. 4/Legis. 57-41 Bangalore, Dated, 9th June 1941.

(Comp) Mysore.

NOTIFICATION

WHEREAS the Government of His Highness the Maharaja are satisfied that the association known as the Khaksar Organisation, has for its object interference with the administration of the law and the maintenance of law and order and that it constitutes a danger to the public peace.

NOW THEREFORE, in exercise of the powers conferred by section 11 of the Mysore Public Security Act, 1940 (XII of 1940), they are pleased to declare that the said association or any of its branches in Mysore shall be an unlawful association and the provisions of the said Act shall apply to such association or branch accordingly.

By Order,

Sd/- B. T. Kesavaiengar,

Chief Secretary to Government

To--The Compiler, Mysore Gazette, for publication in the Gazette.

MEMO NO: Dated, June 1941.

Copy of the above is forwarded with compliments to the Secretary to the Hon'ble the Resident in Mysore, Bangalore, for information.

By Order,

For Chief Secretary to Government.

Confidential

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat.

Camp No. P. 6/Secl.

Dated Bangalore, 9th June 1941.

(Camp) Mysore,

FROM

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Inspector General of Police in Mysore,

Legis 58-40-3

THE KHAKSAR MOVEMENT..

Sir,

I am directed to invite reference to the correspondence on the above subject, ending with your letter No.436/39-40/S.B. dated 24th July 1940, and to enclose herein copy of confidential letter No.F.123/1939 dated 5th June 1941, received from the Residency and copy of a Notification No.P.4/Legis. dated 9th June 1941, declaring the ~~Kak~~ Khaksar Organisation to be an unlawful assembly under the provisions of the Mysore Public Security Act, 1940.

I am to request that action under the notification may be kindly directed to be taken in accordance with the intention set out in the letter of the Residency referred to above.

I have the honour to be,
Sir,
Your most obedient servant,

HKR

For Chief Secretary to Government.

HKR/2.

Confidential

C

Letter No.F.183/1939 dated 5th June 1941 from the Secretary to the Hon'ble the Resident in Mysore, to the Chief Secretary to Government, Bangalore.

The Khaksar Movement.

With reference to the correspondence ending with your letters No.Pol.1648 dated the 26th June 1940 and No.F.41 dated 2nd July 1940, I am directed to state that it is understood that the Khaksar headquarters in India have published an order directing Khaksars to collect at mosques in Delhi, Lahore, Hyderabad (Sind) Nagpur etc., on Friday 6th of June and to resort to Civil Disobedience with a view to secure the release of Allama Inshraqui. The Government of India have accordingly resolved after full consideration to take action to suppress the Khaksar organisation and to prevent the carrying out of a plan to misuse mosques for the purposes of political agitation in pursuance of a demand which in the present circumstances cannot be conceded. They have decided, in view of the wide-spread scope of the proposed agitation and of the probability of outside bases being used for supplying Khaksar volunteers, that the Khaksar organisation is to be declared an unlawful association in all Provinces simultaneously by a notification under section 16 of the Criminal Law Amendment Act. There is no intention to arrest or prosecute all Khaksar volunteers as such but it is being left to the discretion of all Local Governments to take action against any known leaders or other persons engaging in open activities in defiance of the notification. To this end a communique will be issued on June 6th and I am to say that His Excellency the Crown Representative desires that the Darbars of States in which the Khaksar movement is known to exist should take action on the lines indicated above as early as possible.

2. Although from your letters quoted above it appears that

that the Khaksar organisation in the Mysore State is quiescent the Hon'ble the Resident would be grateful if the Government of Mysore would take action consonance with that to be taken in British India to prevent a possible recrudescence of the movement in the State and to obviate the possibility of the Mysore State being used as a base for supplying volunteers to operate in British India. The Resident will be glad to know in due course the action taken.

"Copy"

B K R Sivakrishnaiyer

For Chief Secretary to Government.

Confidential

VP

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat.

No. P.7

Dated Bangalore, 9th June 1941.

(Camp) Mysore.

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Legis 58-40-4

FROM

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

THE SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE,
Bangalore.

THE KHAKSAR MOVEMENT.

Sir,

I am directed to acknowledge the receipt of your confidential letter No.F.123/1939 dated the 6th June 1941 on the above subject, and to state that a Notification has been issued under section 11 of the Mysore Public Security Act, 1940, declaring the Khaksar Organisation to be an unlawful association. A copy of the Notification is enclosed for information.

I am also to state that this Organisation is reported to have been disbanded in Mysore since September last.

I have the honour to be,
Sir,
Your most obedient servant,

BKR

For Chief Secretary to Government.

HKR/2.

Confidential

VI

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

~~Camp~~ No. 6412-9

General and Revenue Secretariat,

Dated Bangalore,..13th June.....1941

~~(Camp) Mysore.~~

FROM

Legs 58-40-5

Chief
The Secretary to the Government of
His Highness the Maharaja of Mysore.

To

The District Magistrate of
District.

SIR,

I am directed to invite reference to Notification No.P.4/Legis. dated 9th June 1941 declaring the Khaksar ormanisation to be unlawful under the provisions of the Mysore Public Security Act (Copy enclosed), and to enclose herein copy of a confidential letter No.F.128/1939 dated 5th June 1941 received from the Residency and to request that action under the Notification may be kindly taken in accordance with the intention set out in the letter of the Residency referred to above.

I have the honour to be,
Sir,
Your most obedient servant,

(Draft)

For Chief Secretary to Government.